## **Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

## **Listing of Claims:**

- 1-5. (Canceled)
- 6. (Original) A capacitor assembly comprising

a storage node extending within an insulative layer, wherein the storage node is next to a layer comprising silicon, about 2% to about 20% by weight carbon and about 5% to about 75% by weight oxygen;

- a second electrode proximate the storage node; and
- a dielectric layer between the storage node and the second electrode.
- 7. (Original) The capacitor assembly of claim 6, wherein the storage node is next to a layer comprising about 20% to about 65% by weight silicon, about 0% to about 30% by weight nitrogen, about 10% to about 20% by weight carbon, and about 5% to about 25% by weight oxygen.
- 8. (Original) The capacitor assembly of claim 6, wherein the storage node is next to a layer comprising about 20% to about 65% by weight silicon, about 0% to about 15% by weight nitrogen, about 2% to about 10% by weight carbon, and about 40% to about 75% by weight oxygen.
  - 9-14. (Caneled)
  - 15. (Original) An assembly comprising
  - a substrate;
- a layer comprising silicon, about 2% to about 20% by weight carbon and about 5% to about 75% by weight oxygen; and

Response and Amendment under 37 CFR § 1.111 Application No. 10/789,981 Page 4 of 5

a photoresist masking layer.

- 16. (Original) The assembly of claim 15, wherein the layer comprises about 20% to about 65% by weight silicon, about 10% to about 20% by weight carbon, about 5% to about 25% by weight oxygen and about 0% to about 30% by weight nitrogen.
- 17. (Original) The assembly of claim 15, wherein the layer comprises about 20% to about 65% by weight silicon, about 2% to about 10% by weight carbon, about 40% to about 75% by weight oxygen and about 0% to about 15% by weight nitrogen.
- 18. (New) The assembly of claim 15, wherein the photoresist masking layer is a patterned photoresist masking layer
- 19. (New) The assembly of claim 15, wherein the substrate is a monocrystalline wafer.
- 20. (New) The capacitor of claim 6, wherein the storage node comprises conductively doped silicon.
- 21. (New) The capacitor of claim 6, wherein the insulative layer comprises silicon oxide or silicon nitride.
- 22. (New) The capacitor of claim 6, wherein the dielectric layer comprises silicon dioxide or silicon nitride.